

THE HONORABLE ROBERT S. LASNIK

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON

EDDIE LEE LEMMON, individually and on
behalf of all others similarly situated,

Plaintiff,

v.

PIERCE COUNTY, a Washington municipality,

Defendant.

NO. 3:21-cv-05390-RSL

**STIPULATED MOTION AND ORDER TO
EXTEND DEADLINE FOR PLAINTIFF'S
MOTION FOR CLASS CERTIFICATION**

I. STIPULATION

On July 13, 2021, the Court entered an Order setting October 14, 2021 as Plaintiff's deadline to file his motion for class certification. ECF No. 21. The parties agree they have additional discovery to complete and further independent investigations to undertake before they are prepared to brief class certification. The parties therefore stipulate and request that the Court extend Plaintiff's deadline to file his motion for class certification by six months to April 15, 2022.

The Local Rules allow parties to file stipulated motions, including to request relief from a deadline. LCR 7(d)(1); LCR 10(g) (providing that stipulated motions to alter schedules previously set by the court should be supported by reasons justifying the proposed change); *see also Doe v. Trump*, No. 2:17-CV-00178 (JLR), 2017 WL 1378504, at *1 (W.D. Wash. Apr. 11, 2017).

1 The parties are working diligently on discovery related to class issues in this case.
2 Plaintiff served written discovery requests on July 30, 2021. The County responded on
3 September 15 and submitted supplemental responses on September 29. The County served
4 written discovery requests on August 2, and Plaintiff responded on September 15. Plaintiff
5 anticipates that he will serve supplemental responses and documents responsive to the
6 County's requests shortly and may also propound further discovery requests related to class
7 certification issues in the coming weeks. The County has produced some documents and
8 anticipates rolling productions of a substantial number of documents and records through the
9 end of October.

10 The parties are also working to meet and confer on several issues related to both
11 parties' responses and productions and hope to resolve them without Court intervention. But it
12 is possible that one or both parties may file discovery motions. To the extent such discovery
13 issues relate to class certification, the parties will need additional time to fully brief these issues
14 and the Court will need time to resolve them before any class certification briefing.

15 Furthermore, the parties anticipate they will need to review all document productions
16 and investigate information in those documents before deposing witnesses about issues
17 relevant to class certification. Thus, the parties agree that a six-month extension is justified to
18 resolve any discovery disputes, conduct investigations and depositions, and for Plaintiff to file
19 his motion for class certification.

20 Accordingly, the parties agree and stipulate, subject to the Court's approval, that the
21 deadline for Plaintiff's motion for class certification be extended to April 15, 2022.

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RESPECTFULLY SUBMITTED AND DATED this 11th day of October, 2021.

TERRELL MARSHALL LAW GROUP PLLC

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II. ORDER

Based on the foregoing parties' stipulation, IT IS HERE BY ORDERED THAT Plaintiff's deadline to file a motion for class certification be extended to April 15, 2022.

Dated this 12th day of October, 2021.



THE HONORABLE ROBERT S. LASNIK